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1 SUPER MARKET MERCHANDISING
2 AND SUPPLY, INC.

3 UNITED STATES DISTRICT COURT

4 NORTHERN DISTRICT OF CALIFORNIA

5 SAN FRANCISCO DIVISION

6 CLAMP-SWING PRICING COMPANY,

7 Case No. CV-12-02445 WHO

8 Plaintiff,

9 **LETTER TO JUDGE SPERO
10 REGARDING MODIFYING MEDIATION
11 SCHEDULING DEADLINES**

12 v.

13 SUPER MARKET MERCHANDISING
14 AND SUPPLY, INC., and KEVIN
15 KNASEL, individually

16 Judge: Hon. William H. Orrick

17 Defendants.

December 6, 2013

Magistrate Judge Spero
San Francisco Courthouse, Courtroom G - 15th Floor
450 Golden Gate Avenue
San Francisco, CA 94102

Re: Mediation Scheduling Deadlines

Dear Judge Spero:

On October 29, 2013 the Court issued a Settlement Conference Order. (Dkt. 87). This order required Plaintiff to provide a settlement proposal by November 13, 2013 and Defendant to make a counter-proposal by November 22, 2013. It also required the parties meet and confer in person on or before December 6, 2013 to discuss settlement.

After exchanging settlement proposals the parties attempted to find a mutually agreed on date before December 6, 2013 for Defendant to travel to San Francisco from St. Louis for the required in person meeting. The parties could not come to a mutually agreed on date that would accommodate all travel schedules before December 6.

The parties have agreed to an in person meeting on December 12 in San Francisco and respectfully request to modify the deadline for such an in person meeting to accommodate the December 12 meeting.

1 Respectfully submitted,
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4 SENNIGER POWERS LLP
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6 By: /s/ Benjamin J. Hodges
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27 *Attorneys for Defendant Super Market*
28 *Merchandising and Supply, Inc. and Kevin Knasel*

1 Dated: 12/9/13



CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 6th day of December, 2013, the foregoing was electronically filed with the Clerk of court via the ECF/CM system and will be served upon all counsel of record by operation of the Court's ECF/CM system by means of a Notice of Electronic Filing.

/s/ Benjamin J. Hodges